



Clifford Thau [cthau@velaw.com](mailto:cthau@velaw.com)

Tel +1.212.237.0012 Fax +1.917.849.5321

April 7, 2023

**Via ECF**

The Honorable Paul G. Gardephe  
United States District Court  
Southern District of New York  
40 Foley Square, Room 2204  
New York, New York 10007

Re: In re Bed Bath & Beyond Inc. Section 16(b) Litigation  
Case No. 1:22-cv-09327-PGG

Dear Judge Gardephe:

In accordance with Individual Rule IV.D, defendants RC Ventures LLC and Ryan Cohen respectfully request that the Court grant oral argument on their omnibus motion to dismiss the complaints of Plaintiffs Todd Augenbaum and Judith Cohen. *See* Mot. to Dismiss, *In re Bed Bath & Beyond Inc. Section 16(b) Litigation*, No. 22 Civ. 9327 (S.D.N.Y. Apr. 7, 2023), ECF No. 41.

Respectfully submitted,

/s/ Clifford Thau

Clifford Thau  
VINSON & ELKINS LLP  
1114 Avenue of Americas  
New York, NY 10036  
Telephone: (212) 237-0000  
Facsimile: (212) 237-0100  
Email: [cthau@velaw.com](mailto:cthau@velaw.com)

*Attorneys for RC Ventures LLC and Ryan Cohen*